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21 Attorneys for Defendant
22 BARRY BONDS

23 UNITED STATES DISTRICT COURT
24 NORTHERN DISTRICT OF CALIFORNIA
25 SAN FRANCISCO DIVISION

26 UNITED STATES OF AMERICA,

27 Plaintiffs,

28 vs.

29 BARRY LAMAR BONDS,

30 Defendants

Case No.: CR 07-0732 SI

APPLICATION TO EXCUSE
DEFENDANT'S PERSONAL
PRESENCE AT SPECIAL HEARING
ON FEBRUARY 25, 2009

Date: February 25, 2009

Hon: Susan Illston

31 Defendant, Barry Lamar Bonds respectfully asks the Court to excuse his personal
32 presence at the Special Hearing in this matter on February 25, 2009. Because of the short
33 time frames involved, a Special Hearing was discussed and agreed to without input from

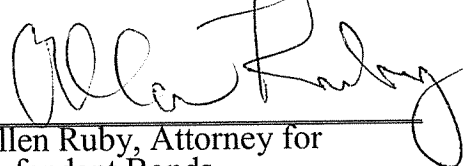
1 Mr. Bonds concerning his prior commitments, and he will respectfully ask to be relieved
2 from traveling from his residence in Southern California to San Francisco on February 25,
3 2009.

4 A Waiver to be signed by Mr. Bonds and his attorney accompanies this Application,
5 along with a proposed Order for the Court's consideration.

6 Respectfully submitted,

7 DATED: February 23, 2009

LAW OFFICES OF ALLEN RUBY

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10 Allen Ruby, Attorney for
Defendant Bonds

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WAIVER OF DEFENDANT'S RIGHT
TO BE PRESENT

I hereby waive my right to be present at the Special Hearing scheduled by the Court for February 25, 2009, at 10:00 a.m., subject to any further order of the Court. I understand that I am still required to be present for the Trial, beginning with jury selection on March 3,

1 2009.

2 DATED: February ____, 2009

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Defendant Barry Lamar Bonds

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Approved:

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Allen Ruby, Attorney for
Defendant Bonds

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